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COATS ROSE YALE RYMAN, LEE

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION (CINCINNATI)**

**FOSTER WHEELER  
ENVIRONMENTAL CORPORATION** v. **FLUOR FERNALD, INC., formerly  
FLUOR DANIEL FERNALD, INC.** CIVIL ACTION NO. C-1-02-CV-084  
JURY TRIAL DEMANDED  
JUDGE SPIEGEL

**JOINT MOTION FOR ENTRY OF AGREED  
CONFIDENTIALITY AND PROTECTIVE ORDER**

Plaintiff, Foster Wheeler Environmental Corporation ("FWENC") and Defendant, Fluor Fernald, Inc. ("FFI") submit this Joint Motion for Entry of Agreed Confidentiality and Protective Order (the "Motion") and in support thereof would show as follows:

1. During the course of discovery, FFI has requested the production of certain personnel files and training materials which contain confidential and proprietary information as well as certain trade secrets. In order to address these issues, the parties have agreed to the entry of a Confidentiality and Protective Order which will govern the use of these documents both during and after the course of this litigation. The parties therefore jointly request that the Court enter the Agreed Confidentiality and Protective Order which is being submitted in conjunction with this Motion.

WHEREFORE, PREMISES CONSIDERED, Foster Wheeler Environmental Corporation and Fluor Fernald, Inc. respectfully request that the Court enter the Agreed Confidentiality and Protective Order.

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Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was sent to all counsel of record by certified mail, return receipt requested on this 3<sup>rd</sup> day of December, 2003.



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Bradley W. Cole